IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 29TH OCTOBER 2007 / 7TH KARTHIKA 1929

WP(C).No. 31963 of 2007(E)

AGAINST THE ORDER IN IA 6290/ 2007 IN OS.186/2007 of II ADDL.M.C., ERNAKULAM

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PETITIONER:

KUNJAN MARIA, MOOLEPARAMBIL (H),
KAKKANAD VILLAGE, KANAYANNUR TALUK.

BY ADV. SRI.C.S.RAMANATHAN

RESPONDENT:

M.A.NABEEZA, VADACHIRA (H),
KAKKANADU VILLAGE, KANAYANNUR TALUK.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

M.N. KRISHNAN, J.

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W.P.C. NO. 31963 OF 2007

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Dated this the 29th day of October, 2007.

J U D G M E N T

This writ petition is preferred against the order of the learned II Addl. Munsiff, Ernakulam whereby she refused to advance the application I.A.5768/07. The said I.A. is one for issuance of a Commission. The writ petitioner moved an application I.A.6290/07 for advance hearing and disposing of I.A.5768/07. The Court below found that it is having lot of posting in August and therefore dismissed the application. Even if there is no date available in August, the Court should have done some thing to take up the petition by at least in September. At any rate, now, we are in the month of almost November and I hope and feel that the learned Munsiff will find some time in November, 2007 for taking up and disposal of the matter. Therefore, the writ petition is allowed and the learned Munsiff is directed to advance and take up I.A.5768/07 in O.S.186/07 and dispose of the same by 30.11.07 after hearing both the parties.

The writ petition is disposed of accordingly.

M.N. KRISHNAN, JUDGE.

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